

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In re:

JON L. JOHNSON and
JANET M. JOHNSON,

Debtors.

SCHEDULING ORDER RE: MOTION
OF UNITED STATES TRUSTEE
FOR DISMISSAL PURSUANT TO
11 U.S.C. § 707(b)

BKY 04-31268

At St. Paul, Minnesota, this 6th day of August, 2004.

This Chapter 7 case came on before the Court on August 2, 2004, for an initial hearing on the motion of the United States Trustee for dismissal pursuant to 11 U.S.C. § 707(b). The United States Trustee appeared by Sarah J. Wencil. The Debtor appeared by Jeff D. Bagniefskil. Upon the proceedings at the hearing,

IT IS HEREBY ORDERED:

1. *Discovery.* No later than *October 5, 2004*, the United States Trustee and the Debtor shall complete all discovery proceedings made applicable to the motion by operation of Fed. R. Bankr. P. 9014.

2. *Briefing.* The United States Trustee and the Debtor shall serve and file all remaining briefs as follows:

United States Trustee: by *October 19, 2004*

Debtor: by *October 19, 2004*.

3. *Pre-Hearing Conference.* On *October 5, 2004, at 9:45 a.m.*, the Court will conduct a pre-hearing conference on the United States Trustee's motion, via telephonic conference call. Counsel shall be available to receive the conference call from the Court, and shall be ready to discuss issues of fact and law to be presented at the evidentiary hearing.

4. *Evidentiary Hearing.* On *October 26, 2004, at 1:30 p.m.*, the motion for dismissal will come on before the Court for an evidentiary hearing. Both parties shall pre-mark all exhibits, the United States Trustee by number and the Debtor by letter.

BY THE COURT:



GREGORY F. KISHEL
CHIEF UNITED STATES BANKRUPTCY JUDGE

NOTICE OF ELECTRONIC ENTRY AND FILING ORDER OR JUDGMENT Filed and Docket Entry made on 08/06/04 Lori Vosejka, Acting Clerk, By jrb

U.S. BANKRUPTCY COURT
DISTRICT OF MINNESOTA

I, Judy Brooks, hereby certify that I am judicial assistant to Gregory F. Kishel, Chief Bankruptcy Judge for the District of Minnesota; that on August 6, 2004, true and correct copies of the annexed:

ORDER

were placed by me in individual official envelopes, with postage paid; that said envelopes were addressed individually to each of the persons, corporations, and firms at their last known addresses appearing hereinafter; that said envelopes were sealed and on the day aforesaid were placed in the United States mails at St. Paul, Minnesota, to:

OFFICE OF THE U.S. TRUSTEE
1015 U.S. COURTHOUSE
300 SOUTH FOURTH STREET
MINNEAPOLIS MN 55415

RIES, CHARLES W
MASCHKA RIEDY & RIES PLLP
PO BOX 7
MANKATO MN 56002-0007

JOHNSON, JON and JANET
57854 - 718TH STREET
JACKSON MN 56143

BAGNIEFSKI, JEFF DAVID
PO BOX 6
ROCHESTER MN 55903

and this certificate of service was made by me.

/s/ Judy Brooks
Judy Brooks

Filed on August 6, 2004 Lori Vosejpka, Acting Clerk By jrb, Deputy Clerk
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